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02 UNITED STATES DISTRICT COURT  
03 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

04 BRAULIO ESPINOZA, ) CASE NO. C09-0381-JCC  
05 Plaintiff, )  
06 v. ) ORDER DISMISSING ACTION  
07 J'AL ERIN MATTOON, )  
08 Defendant. )  
\_\_\_\_\_ )

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10 The Court, having reviewed the Report and Recommendation ("R&R") of the  
11 Honorable Mary Alice Theiler, United States Magistrate Judge, and the balance of the record,  
12 does hereby find and ORDER:

- 13 (1) The Court has carefully considered Plaintiff's objections to the R&R. (Dkt. No. 10.)  
14 Notwithstanding Plaintiff's objections, this Court lacks subject matter jurisdiction  
15 over this matter for the reasons explained in the R&R.  
16 (2) The Court adopts the R&R. (Dkt. No. 9)  
17 (3) The complaint and this action are DISMISSED; and  
18 (4) The Clerk is directed to send copies of this Order to plaintiff and to Judge Theiler.

19 DATED this 30th day of June, 2009.

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22 John C. Coughenour  
UNITED STATES DISTRICT JUDGE